



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Toshiro ARIGA et al.

Serial No.: 09/926,576

Filed: November 20, 2001

Group Art Unit: 1714

Examiner: Patrick Dennis Niland

P.T.O. Confirmation No.: 9002

For: AGENT IMPARTING IMPACT RESISTANCE AND POLYESTER COMPOSITION
CONTAINING THE AGENT

RESPONSE UNDER 37 C.F.R. §1.111

Commissioner for Patents
Washington, D.C. 20231

October 30, 2002

Sir:

In response to the Office Action dated May 30, 2002, Applicants amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claims 2 - 10 without prejudice or disclaimer.

Please amend claim 1 as follows:

B' 1. (Amended) An agent imparting impact resistance for polyhydroxy carboxylic acids comprising a lactic acid polyester (III) having a lactic acid unit (I) and polyester unit (II), comprised of a dicarboxylic acid (A) and a diol (B), at a weight ratio within a range of 10:90 to 90:10, a weight average molecular weight of 10,000 or more, and a glass transition temperature of 60°C or below, and wherein the diol (B) includes a dimer diol having 20 to 45 carbon atoms.

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